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6 IN THE UNITED STATES DISTRICT COURT

7 FOR THE NORTHERN DISTRICT OF CALIFORNIA

8 SAN JOSE DIVISION

E-FILED - 8/3/06

9
10 UNITED STATES OF AMERICA,) No. CR 06-0359 RMW
10)
11 Plaintiff,) **STIPULATION TO CONTINUE
11) HEARING DATE AND EXCLUDE
v.) TIME; [] ORDER**
12)
13 FRANCISCO CARDENAS-RODRIGUEZ,)
13)
14 Defendant.)

15 Defendant and the government, through their respective counsel, hereby stipulate that,
16 subject to the Court's approval, the hearing date in this matter should be moved from July 24,
17 2006, to August 28, 2006, at 9:00 a.m., or as soon thereafter as the hearing may be set. The (jg)
18 defense requests the continuance because the defense is continuing to conduct investigation, and
19 because the parties wish to be referred to a settlement conference before Judge Lloyd.

20 The parties further agree that time should be excluded under the Speedy Trial Act, 18
21 U.S.C. § 3161 et seq., in light of the need for defense preparation, and because the ends of justice
22 outweigh the defendant's and the public's need for a speedy trial.

23 Dated: 7/21/06

/s/
LARA S. VENNARD
Assistant Federal Public Defender

25 Dated: 7/21/06

/s/
SUSAN KNIGHT
Assistant United States Attorney

STIPULATION TO CONTINUE HEARING
DATE; [] ORDER
No. CR 05-0278 RMW

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

UNITED STATES OF AMERICA,) No. CR 06-00359 RMW
Plaintiff,)
v.) [ORDER
FRANCISCO CARDENAS-RODRIGUEZ,) CONTINUING HEARING DATE
Defendant.) AND EXCLUDING TIME

)

The parties have stipulated to continue the hearing date in this matter to allow additional defense investigation, and to allow time for referral to a settlement conference. The parties request that the hearing be continued from July 24, 2006, to August 28, 2006, at 9:00 a.m. (jg)

GOOD CAUSE APPEARING, IT IS HEREBY ORDERED that the hearing date in this matter is continued to August 28, 2006, at 9:00 a.m. This matter is referred to the Honorable (jg) Howard R. Lloyd, or another available magistrate, for a settlement conference.

Pursuant to the parties' stipulation, IT IS FURTHER ORDERED that the period of time from July 24, 2006, to August 28, 2006, be excluded from the period of time within which trial must commence under the Speedy Trial Act, 18 U.S.C. § 3161 et seq. (jg)

IT IS SO ORDERED.

Dated: 8/3/06

/S/ RONALD M. WHYTE
RONALD M. WHYTE
United States District Judge

STIPULATION TO CONTINUE HEARING
DATE; [] ORDER
No. CR 05-0278 RMW